

In The United States District Court
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE

FILED

DEMARIO QUINTEZ DRIVER
PLAINTIFF,

VS.

BRANDON ROBINSON
CHRISTOPHER JOHNSON
JOHN EVANS
MICHEAL PARRIS
STEVEN JONES
STACY OAKS.
DEFENDANTS,

OCT 19 2022

Clark, U. S. District Court
Eastern District of Tennessee
At Knoxville

3:22-cv-369
Greer/McCook

Complaint for Violations Of Civil Rights.
(42. U.S.C.A § 1983)

INTRODUCTION

This IS A CIVIL RIGHTS ACTION filed By DEMARIO QUINTEZ DRIVER, A STATE PRISONER OF THE STATE OF TENNESSEE for DAMAGES AND INJUNCTIVE RELIEF UNDER, 42 U.S.C.A § 1983. ALLEGING EXCESSIVE USE OF FORCE IN VIOLATION OF THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION. THE PLAINTIFF ALSO ALLEGES RACIAL DISCRIMINATION IN VIOLATION UNDER THE EQUAL PROTECTION CLAUSE OF THE FOURTEENTH AMENDMENT. TO THE UNITED STATES CONSTITUTION. THE PLAINTIFF ALSO ALLEGES MENTAL AND EMOTIONAL INJURY. THE PLAINTIFF ALSO ALLEGES THE TORTS OF ASSAULT AND BATTERY AND NEGLIGENCE. THE PLAINTIFF ALSO ALLEGES A FAILURE TO PROTECT CLAIM AND DELIBERATE INDIFERENCE UNDER VIOLATION OF THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION.

I. JURISDICTION.

1. This Court Has Jurisdiction Over The Plaintiff's Claims of Violations of Federal Constitutional Rights Under 42 U.S.C.A § 1331 AND 1343.
2. This Court Has Supplemental Jurisdiction Over The Plaintiff's State Law Tort Claims Under 28 U.S.C.A § 1337.

II. Plaintiff

3. The Plaintiff DEMARIO Quinter Driver, IS AND WAS AT ALL THE TIMES MENTIONED HEREIN A PRISONER OF THE STATE OF TENNESSEE IN THE CUSTODY OF THE TENNESSEE DEPARTMENT OF CORRECTIONS. HE IS CURRENTLY CONFINED AT MORGAN COUNTY CORRECTIONAL COMPLEX, IN WARTBURG TENNESSEE. (HEREAFTER REFERRED TO AS M.C.C.X)

III. Defendants.

4. Defendant. BRANDON ROBINSON. AT THE TIME WAS A CORRECTIONAL OFFICER AT THE TENNESSEE DEPARTMENT OF CORRECTIONS WHO IS AT ALL TIMES IS MENTIONED IN THIS COMPLAINT. HELD THE RANK OF THE UNIT MANAGER OVER HIGH SECURITY BUILDINGS 24, 25 AND BUILDING 26 AT M.C.C.X
5. Defendant. CHRISTOPHER JA JOHNSON IS A CORRECTIONAL OFFICER FOR THE TENNESSEE DEPARTMENT OF CORRECTIONS. WHO IS AT MOST TIMES MENTIONED IN THIS COMPLAINT. HELD THE RANK OF SARGENT ASSIGNED TO

To Buildings 24, 25, AND BUILDING 26 AT ONE POINT OF TIME AT M.C.C.X

6.

DEFENDANT JOHN EVANS IS A CORRECTIONAL OFFICER FOR THE TENNESSEE DEPARTMENT OF CORRECTIONS WHO IS AT TIMES MENTIONED IN THIS COMPLAINT HELD THE RANK OF SARGENT ASSIGNED TO BUILDING 24, 25, AND 26 AT M.C.C.X

7.

DEFENDANT MICHAEL PARRIS IS THE WARDEN OF MORGAN COUNTY CORRECTIONAL COMPLEX. HE IS LEGALLY RESPONSIBLE FOR THE OPERATION AT M.C.C.X AND THE INGIFARE OF ALL THE INMATES AT AND STAFF AT THAT PRISON.

8.

DEFENDANT STEVEN JONES IS THE WARDEN OF SECURITY AT M.C.C.X HE IS LEGALLY RESPONSIBLE FOR THE OPERATIONS OF SECURITY OF ALL THE INMATES OF THAT PRISON.

9.

DEFENDANT STACY OAKS IS THE WARDEN OF TREATMENT AT M.C.C.X HE IS LEGALLY RESPONSIBLE FOR THE OPERATIONS OF THE TREATMENT OF ALL THE INMATES OF THAT PRISON.

10.

EACH DEFENDANT, BRANDON ROBINSON, CHRISTOPHER JOHNSON, JOHN EVANS, MICHAEL PARRIS, STEVEN JONES, STACY OAKS ARE ALL CORRECTIONAL PERSONAL OFFICERS IN SOME DIRECT MANNER AT M.C.C.X. THEY ARE BEING SUED IN THEIR OFFICIAL CAPACITY AND THEIR INDIVIDUAL CAPACITY.

II. ALL THE DEFENDANTS HAVE ACTED UNDER COLOR OF STATE LAW AT ALL TIMES RELEVANT TO THIS COMPLAINT

I V. FACTS

12.

ON FEBRUARY 10TH 2022 APPROX 11:45AM - 12:00PM. THE PLAINTIFF WAS BROUGHT BACK FROM THE INFIRMARY (SUICIDE WATCH) TO THE HIGH SECURITY HOUSING UNIT 24 DELTA POD

13. WHEN PLAINTIFF WAS PLACED IN HIS CELL. PLAINTIFF NOTICED MORE THAN HALF OF HIS LEISURE PROPERTY WERE MISSING

14. SUCH AS BOOKS THAT HIS FAMILY ORDERED, CLOTHING THAT WAS PERSONAL ORDERED FROM UNION SUPPLY DIRECT AND THE PLAINTIFF T.V WAS MISSING

15. DEFENDANTS. JOHN EVANS, CHRISTOPHER JOHNSON AND UNIT MANAGER BRANDON ROBINSON WERE ALL RESPONSIBLE FOR THE CELL SEARCH ACCORDING TO DISCIPLINARY ACTIONS REPORT.

16. THE PLAINTIFF SPOKE TO THE L.T. C. WALLS ABOUT PROPERTY BEING MISSING AND L.T. C. WALLS CONTACTED THE DEFENDANT BRANDON ROBINSON ABOUT THE MISSING PROPERTY. L.T. C WALLS WAS ABLE TO RETURN A COUPLE OF RELIGIOUS BOOKS TO THE DEFENDANT.

17. PLAINTIFF FILED AN INMATE GRIEVANCE ABOUT THE MISSING PROPERTY. PLAINTIFF REQUESTED SOLUTION TO THE INMATE GRIEVANCE. WAS TO HAVE AN INCOMPATABLE AGAINST SGT DEFENDANTS BRANDON ROBINSON AND DEFENDANT CHRISTOPHER JOHNSON.

18. PLAINTIFF WAS IN FEAR OF HIS SAFETY BECAUSE DEFENDANTS BRANDON ROBINSON AND DEFENDANT CHRISTOPHER JOHN WAS CONTINUOUSLY HARRASSING THE PLAINTIFF

19.

DEFENDANT BRANDON ROBINSON, RESPONSE TO THE PLAINTIFF GRIEVANCE WAS "ONLY BOOKS TAKEN APPEARED TO BE ALL M.C.C.X LIBRARY BOOKS AND LEGAL BOOKS ALSO FROM M.C.C.X LIBRARY. THESE WERE ALL RETURNED TO THE LIBRARY DEPARTMENT. ALL PROPERTY IN INMATE DRIVER'S CELL WAS TAGGED AND ACCOUNTED. ITEMS THAT WERE NOT IN CELL WE CAN NOT ACCOUNT FOR INCLUDING INMATE DRIVERS TELEVISION. - EXHIBIT A

20.

DEFENDANT BRANDON ROBINSON ALSO STATED THAT HE WOULD APPROVE OF AN INCOMPATIBLE DUE TO NUMEROUS THREATS MADE FROM INMATE DRIVERS ON MY LIFE. HE HAS ALSO MADE THOSE THREATS ABOUT ME TO MULTIPLE STAFF. THAT GRIEVANCE IS ATTACHED AS EXHIBIT A.

21.

RACIAL DISCRIMINATION

21. ON FEBRUARY 23, 2022 AT OR AROUND 7:30AM OR IN BETWEEN THE HOURS OF 1:00AM AND 8:00AM. THE PLAINTIFF HAD BECOME MENTALLY UNSTABLE AND MEDICAL AND THE MENTAL HEALTH PROVIDERS WERE NOTIFIED AND MADE A DECISION TO HAVE THE PLAINTIFF TAKEN TO THE INFIRMARY AND PLACED ON SUICIDE PRECAUTIONS
22. AT THIS TIME DEFENDANT BRANDON ROBINSON, DEFENDANT JOHN EVANS, AND TWO OTHER CORRECTIONAL OFFICERS BY THE NAME OF C/O ASHBURN AND C/O TRENTON JAMES CAME TO MY DOOR AND TOLD PLAINTIFF TO CUFF UP SO THAT PLAINTIFF COULD BE EXCORTED TO THE INFIRMARY.
23. PLAINTIFF COMPLIED WITH DEFENDANT BRANDON ROBINSON REQUEST AND STATED "WHY DO YOU KEEP COMING AROUND ME WHEN YOU KNOW I WANT TO FILE AN INCOMPATIBLE AGAINST YOU BECAUSE I'M IN FEAR FOR MY SAFETY."

24. DEFENDANT BRANDON ROBINSON RESPONDED "IM THE UNIT MANAGER I CAN DO WHAT I WANT TO.
25. WHILE BEEN EXCORDED TO THE INFIRMARY PLAINTIFF STARTED TO TALK DISRESPECTFUL STATING THAT MORGAN COUNTY DONT CARE ABOUT MY SAFETY AND WOULD RATHER SEE ME GET HURT INSTEAD OF HELPING ME.
26. DEFENDANT BRANDON ROBINSON RESPONDED BY TELLING PLAINTIFF TO SHUT THE f*** UP AND DON'T NOBODY RESPECT A f*****G RAPIST. YOU RAPED A WHITE WOMAN.
27. THE PLAINTIFF RESPONDS "STOP ACTING LIKE YOU DONT KNOW THE HISTORY ON HOW WHITE WOMEN ALWAYS TELL LIES ON BLACKMEN WHEN THEY CAN'T GET THEIR WAY. OR WHAT THEY WANT."
28. THE PLAINTIFF AND THE DEFENDANT BRANDON ROBINSON CONTINUED TO GO BACK AND FORTH WITH THEIR WORDS UNTIL THEY WALKED IN THE INFIRMARY.
29. ONCE AT THE CELL NUMBER 109 IN THE INFIRMARY WHERE THE PLAINTIFF WOULD BE TEMPORARILY HOUSED UNTIL TAKIN OFF SUICIDE PRECAUTIONS THE DEFENDANT BRANDON ROBINSON SHUT THE DOOR AND STARTED TO REMOVE THE PLAINTIFF HANDCUFFS.
30. AT THIS TIME THE PLAINTIFF THEN SNATCHED HIS HAND BACK STEALING THE DEFENDANT'S BRANDON ROBINSON HANDCUFFS AND PERSONAL HANDCUFF KEY
31. THE PLAINTIFF THEN STATES "YOU STUPID MOTHERF***ER I GOT ALL YOUR KEYS AND YOU'RE NOT SUPPOSED TO HAVE A PERSONAL HANDCUFF KEY. YOU'RE COMMITTING A FEDERAL CRIME BY BRINGING IN CONTRABAND INTO A PENAL SYSTEM. YOU COULD BE HELPING SOMEONE ESCAPE CALL THE OFFICER IN CHARGE

32. THE DEFENDANT BRANDON ROBINSON THEN INSTRUCTED THE DEFENDANT JOHN EVANS TO GRAB HIS TASER GUN AND GET READY TO SHOOT THE PLAINTIFF WHEN THE DOOR OPENED.
31. DEFENDANT JOHN EVANS REPLIED WE'RE NOT SUPPOSED TO OPEN THIS DOOR BACK UP
32. PLAINTIFF THEN STATES "YEAH YOU HEARD HIM I'M A MAXIMUM SECURITY INMATE. I'M A HIGH RISK AND DANGEROUS PERSON WITH A WEAPON YOUR NOT SUPPOSED TO OPEN MY DOOR UP WITHOUT THE PROPER HANDCUFF RESTRAINTS APPLIED TO MY PERSONS. GO CALL THE CAPTAIN FOLLOW POST ORDERS SO THEY CAN ACTIVATE THE EXTRACTION TEAM."

33. DEFENDANT BRANDON ROBINSON THEN OPENS THE CELL DOOR.

GROUND FOR RELIEF

MISUSE OF FORCE AND RACIAL DISCRIMINATION

34. DEFENDANT JOHN EVANS THEN SHOOTS THE PLAINTIFF IN THE LEFT SIDE OF HIS SHOULDER WITH THE TASER GUN.

35. THE PLAINTIFF TRIES TO FIGHT BACK USING SELF DEFENSE BUT WAS UNABLE TO BECAUSE DEFENDANT BRANDON ROBINSON, DEFENDANT JOHN EVANS. C/O ASHBURN AND C/O TRENTON JAMES BEGAN TO OVER POWER THE PLAINTIFF.

36. ONCE THE HANDCUFFS AND SHAKLES WAS RE-APPLIED TO THE PLAINTIFF. DEFENDANT BRANDON ROBINSON THEN STRUCK THE PLAINTIFF WITH A LEFT HOOK IN HIS LEFT EYE CAUSING INJURY MAKING THE PLAINTIFF EYE SWELL CLOSE AND TURN BLACK CAUSING TEMPORARY BLINDNESS. AT THIS TIME THE PLAINTIFF WAS NOT RESISTING AND BEING CHOKE OUT BY DEFENDANT JOHN EVANS.

37.

THE DEFENDANT BRANDON ROBINSON AND DEFENDANT JOHN EVANS PLACES THE PLAINTIFF ON HIS STOMACH AND PUT THE TASER GUN DIRECTLY ON HIS BACK AND TAZED THE PLAINTIFF. PLAINTIFF DO BELIEVES HE WAS TAZED 3 TO 5 TIMES AT THIS MOMENT. PLAINTIFF HOLLERED THE DEFENDANT BRANDON ROBINSON TOLD THE PLAINTIFF TO SHUT THE fxxx UP AND Happy Black History Month MONKEY.

38. AT THIS TIME THE PLAINTIFF WAS NOT RESISTING BUT IN FULL COMPLIANCE AND FOLLOWING ALL ORDERS.

39. PLAINTIFF THEN ASKED WHY THE DEFENDANT BRANDON ROBISON IS TREATING HIM THIS WAY THE DEFENDANT REPLIES "I TOLD YOU, YOUR A fxxxNG RAPIST."

40. THE DEFENDANT BRANDON ROBINSON THEN INSTRUCTS SOMEONE TO GO GET THE HAND HELD CAMERA.

41. WHILE IN CELL 109 IN THE INFIRMARY THE CELL ALSO HAD A CAMERA MOUNTED ON THE WALL ABOVE RECORDING THE ENTIRE INCIDENT.

42. AT THIS TIME OTHER CORRECTIONAL OFFICERS CAME TO ASSIST IN THE SITUATION THE CAPTAIN THEN INSTRUCTS THE CORRECTIONAL OFFICERS TO PULL ALL PLAINTIFF CLOTHING OFF AND CUT PLAINTIFF SHIRT OFF SINCE HANDCUFFS WERE ON THE PLAINTIFF

43. EVERYONE THEN LEAVES THE CELL INCLUDING DEFENDANTS BRANDON ROBINSON AND JOHN EVANS. HANDCUFFS WERE THEN REMOVED THROUGH THE SERVICE FLAP.

44.

MEDICAL STAFF NURSE WILLIS AND NURSE LISA COLEMAN WITNESSED THE ENTIRE INCIDENT AND NOTED ALL PLAINTIFFS INJURIES. SWOLLEN BLACK EYE ON THE LEFT SIDE OF HIS PLAINTIFFS FACE AND ABOUT 3 TO 5 TASER BURNS ON THE PLAINTIFFS BACK

45. DAYS LATER, BUT NOT SURE OF THE CORRECT DATE THE PLAINTIFF IS & SEEN BY DOCTOR O'ROY (MENTAL HEALTH DOCTOR) AND EXPLAINS THAT PLAINTIFF HAS BEEN TRYING TO FILE AN INCOMPATIBLE AGAINST DEFENDANT BRANDON ROBINSON FOR A WHILE NOW AND THE ADMINISTRATIVE STAFF DEFENDANT MICHAEL PARRIS DEFENDANT STACY OAKS, DEFENDANT STEVEN JONES REFUSES TO HONOR INCOMPATIBLE REQUEST. PLEASE SEE ATTACHED EXHIBIT B

46. DOCTOR O'ROY MAKES NOTES AND ADVISE THE PLAINTIFF THAT SHE WILL IN FACT SEND AN E-MAIL TO THE M.CCX INTERNAL AFFAIRS ON THE BEHALF OF PLAINTIFF.

47. THE PLAINTIFF VERBALLY SPOKE TO DEFENDANT STACY OAKS THE WARDEN OF TREATMENT AND RESPECTFULLY ASK TO HAVE AN INCOMPATIBLE FILED AGAINST DEFENDANTS BRANDON ROBINSON AND DEFENDANT CHRISTOPHER JOHNSON. BUT THE DEFENDANT STACY OAKS TOLD ME NO.

48. THE PLAINTIFF HAS CALLED THE P.R.E.A. HOTLINE AT THE AVALON CENTER AND HAS MADE SERIAL REPORTS SINCE NOVEMBER OF 2022 2021 CREATING A MASSIVE LIST OF COMPLAINTS SO THAT ALL INCIDENTS WOULD BE RECORDED ON FILE SINCE M.CCX GRIEVANCE SYSTEM DOESN'T HELP.

49. THE PLAINTIFF WROTE THE WARDEN DEFENDANT MICHAEL PARRIS IN A DETAILED LETTER ON DECEMBER 9TH 2021, MARCH 4TH 2022 AND APRIL 10TH 2022 ASKING FOR HELP AND THAT THESE ISSUES COULD BE AVOIDED HAD HE HONORED MY REQUEST

50. THE PLAINTIFF WROTE THE WARDEN OF TREATMENT DEFENDANT STACY OAKS ON APRIL 10TH 2022 ASKING TO FILE A TITLE VI A RACIAL DISCRIMINATION COMPLAINT AGAINST DEFENDANT BRANDON ROBINSONS BUT PLAINTIFF RECEIVES NO RESPONDS.

51.

THE PLAINTIFF ALSO WROTE THE WARDEN OF SECURITY DEFENDANT STEVEN JONES IN A DETAILED LETTER ON DECEMBER 9TH 2021 MARCH 4TH 2022 AND APRIL 10TH 2022. ASKING FOR HELP. BUT THE DEFENDANT STEVEN JONES REFUSED TO RESPOND

52.

ON APRIL 4TH OR APRIL 5TH 2022 DEFENDANT BRANDON ROBINSON PLACED A DOOR SHIELD IN FRONT OF PLAINTIFF'S CELL DOOR WITHOUT PROPER REASONS

53. ON THE DOOR SHIELD DEFENDANT BRANDON ROBINSON TAPE A NOTE ON THE DOOR SHIELD STATING DO NOT REMOVE UNLESS APPROVED BY UNIT MANAGER ROBINSON

54. DEFENDANT BRANDON ROBINSON ACTIONS SHOWS THAT ~~HAS-HA~~ HE HAS A BIAS AGAINST THE PLAINTIFF

55. DEFENDANT BRANDON ROBINSON KNOW THAT WITH A DOOR SHIELD PLACED ON PLAINTIFF'S DOOR PLAINTIFF WOULD BE DEPRIVED OF CERTAIN RIGHTS. SUCH AS ACCESS TO THE LAW LIBRARY AND ACCESS TO SPEAK TO THE CHAPLINS WHEN THEY MAKE THEIR WEEKLY ROUNDS. ALSO PREVENTING PLAINTIFF FROM SENDING MAIL OUT SUCH AS LEGAL MAIL..

56.

PLAINTIFF HAS NOT CAUSED ANY THREAT OR HARM TO ANY STAFF SO THAT THE DOOR SHIELD SHOULD BE KEPT ON HIS PLAINTIFF'S DOOR.

57. ON APRIL 13 2022, APPROX 9:30 AM 9:45 AM. PLAINTIFF WAS ADVISED BY CORRECTIONAL OFFICER J. MILLER THAT I HAD A DISCIPLINARY HEARING AND THAT I NEEDED TO CUFF UP.

58. PLAINTIFF COMPLAINED AND I WAS THEN TAKEN TO THE SIDE ROOM IN 25-BRAND POD. INSTEAD OF THE VISITATION ROOM WHERE THE DISCIPLINARY BOARD HEARINGS ARE TO BE HELD.
59. DEFENDANT BRANDON ROBINSON ENTERED 25-BRAND POD AND HE CAME INTO THE SIDE ROOM AND STATED "YOU KNOW WE'RE SEARCHING YOUR CELL. I LIED BECAUSE I KNEW THAT YOU WOULD REFUSE A CELL SEARCH." PLAINTIFF RESPONDED "MAN WHEN ARE YOU GOING TO STOP HARRASSING ME?" DEFENDANT STATED WHENEVER I FEEL LIKE IT."
60. DEFENDANT BRANDON ROBINSON THEN CAME BACK TO THE SIDE ROOM WHERE THE PLAINTIFF WAS BEING HELD AND THE DEFENDANT HAD PLAINTIFF'S BLACK LEGAL WORK SPINE THAT HOLD LEGAL DOCUMENTS TOGETHER IN HIS HANDS.
61. PLAINTIFF ASKED DEFENDANT BRANDON ROBINSON CAN I HAVE MY LEGAL BINDER BACK? DEFENDANT STATED "THAT I'LL GET IT BACK" PLAINTIFF NEVER RECEIVED HIS LEGAL BINDER BACK.

GROUND FOR RELIEF # 3

DENIED ATTORNEY PHONE CALLS.

62. ON APRIL 13TH 2022 PLAINTIFF FILLS OUT AN INMATE INQUIRY INFORMATION FORM REQUEST FORM REQUESTING TO MAKE A PHONE CALL TO FAMILY SO THAT PLAINTIFF CAN GET IN CONTACT WITH HIS ATTORNEY.
63. DEFENDANT RESPOND BRANDON ROBINSON RESPONDS BY STATING NO DUE TO BEHAVIOR AND THREATENING BEHAVIOR. PLEASE SEE ATTACHED INMATE INQUIRY INFORMATION REQUEST FORM MARKED AS EXHIBIT C

64

On April 14, 2022, plaintiff writes a letter to the defendant Brandon Robinson, trying to reasons with the defendant about using the phone to call family so that plaintiff can get in touch with his attorney.

65. Defendant Brandon Robinson reply "I also didn't write you up for T.S.D DFN DSP OR anything, you are welcome. please see letter attached marked as exhibit G.D

66.

On April 19th 2022, I sent another letter to Plaintiff sends another request/letter to the defendant again Brandon Robinson asking to make a legal phone call to attorney because I am still still fighting a criminal case in Cheatham County courts and to keep denying denying me this right is a constitutional violation of my due process

67. Plaintiff then asks Correctional Officer J. Miller can she please go check on my letter that she gave to defendant Brandon Robinson. When Correctional Officer J. Miller returned she told the plaintiff that the defendant Brandon Robinson said no and that he threw my letter and request in the trash.

68.

On April 20 2022, plaintiff sends out another inmate inquiry information request form requesting to make legal call to attorney, to keep denying legal call is a violation of my due process rights because I'm still fighting a criminal case in court. - please see attached inmate inquiry - information request marked as exhibit E.

69.

Defendant Brandon Robinson Responds Word for Word Verbatim
"You HAVE Completed (9) NINE phone calls from April 1st Through
April 20th. I HAVEN'T DENIED ANY privileges. Appreciate THE occasions
YOU HAVE BEEN OFFERED THE phone. YOU HAVE ATTEMPTED (78) Seventy
Eight phone Calls DURING THIS TIME. I AM NOT APPROVING YOU ANY OTHER
PHONE CALLS. YOUR ATTORNEY CAN MAKE ALL Appointments Through WARDENS
OFFICE. - PLEASE SEE ATTACHED INMATE INQUIRY- INFORMATION REQUEST MARKED
AS EXHIBIT E.

70. Plaintiff SEND OUT A LETTER TO Defendant. Brandon Robinson . Explaining
THAT I HAVE NOT USED THE phone NINE Times AND SINCE YOUR INVESTIGATING
These phone calls you SHOULD KNOW THAT I've BEEN HAVING OTHER INMATES
CALLING my family ON my behalf USING MY PIN NUMBER. YOU SHOULD KNOW
THIS BECAUSE you ALSO placed A SIGN ON MY DOOR STATING NO phone UNTIL
MARCH of 2023. CHECK THE TIMES AND DATES LOOK AT THE CAMERAS.

71. Plaintiff gets NO Response from the Defendant Brandon Robinson
please SEE ATTACHED GRIEVANCE MARKED AS EXHIBIT F

72. On April 29 2022, Defendant Brandon Robinson Came into THE pod 25. BRAND
for Inspections. plaintiff asks The Defendant CAN He please use The phone
Defendant RESPONDS By Tell THE Defendant To "Just keep Being Good
AND I'LL let you use The phone

73. Plaintiff RESPONDS By STATING "ROBINSON You keep Telling me The same thing
Every Time I ask you about The phone. YOU DON'T WANT TO pull me out TO CALL
ATTORNEY ON The Office phone AND YOU DON'T WANT ME TO MAINTAIN A Relationship
With My DAUGHTER.

74. DEFENDANT BRANDON ROBINSON STATES "JUST KEEP BEING GOOD AND YOU'LL SOON USE THE PHONE DEFENDANT BRANDON ROBINSON THEN WALKS OFF

75. ON THE SAME DAY April 29TH 2022. PLAINTIFF BECOMES VERY EMOTIONAL AND STARTED HAVING SUICIDAL THOUGHTS. PLAINTIFF THEN AROUND 10:30 AM COUNT TIME THE PLAINTIFF TRIES TO COMMIT SUICIDE BY CUTTING OPEN HIS LEFT ARM AND CAUSING BLOOD TO SHOOT OUT ALL OVER HIS CELL

76. PLAINTIFF WAS TAKEN TO THE INFIRMARY AND WAS ASKED BY MEDICAL STAFF WHY HE DID YOU DO IT PLAINTIFF HE JUST WANT TO BE A FATHER TO HIS DAUGHTER AND FOR A PERSON TO KEEP DENYING ME PHONE IS WRONG AND I'M TOO TIRED OF FEELING DISCOURAGED AND HOPELESS OR SUICIDAL EVERY TIME DEFENDANT BRANDON ROBINSON DENY ME A CHANCE TO BE A FATHER.

77. PLAINTIFF DO BELIEVES THAT THE DEFENDANT BRANDON ROBINSON ACTIONS ARE MOTIVATED BY EVIL MOTIVES OR INTENT.

78. PLAINTIFF HAS REPORTED TO MENTAL HEALTH MULTIPLE TIME THAT BRAND NEW RAZOR BLADES WERE INTENTIONALLY PLACED IN PLAINTIFF CELL TAPE TO THE SHIEF IN PLAIN VIEW AFTER COMING OFF SUICIDE WATCH & BEING PLACED BACK IN HIS CELL.

MISUSE OF FORCE AND NEGLIGENCE

79. ON JUNE 12, 2022. PLAINTIFF WAS BEING EXTRACTED FROM HIS CELL WHEN DEFENDANT CHRISTOPHER JOHNSON ENTERED INTO THE PLAINTIFF CELLS AND PHYSICALLY ASSAULTS THE PLAINTIFF.

80. AT THIS TIME OF THE EXTRACTION THE PLAINTIFF WAS IN HANDCUFFS WHEN HE WAS ASSAULTED AND WAS NOT RESISTING ANY ORDERS.

81. PLAINTIFF HAD TO SEEK MEDICAL ATTENTION BECAUSE HIS LEFT EYE WAS BUSTED WIDE OPEN PLAINTIFF RECEIVE SIX STICHES IN HIS LEFT EYE

82.

ON OR ABOUT JUNE 15TH OR JUNE 16 2022, PLAINTIFF FILES A GRIEVANCE
ABOUT THIS INCIDENT

83.

PLAINTIFF ASKED THE GRIEVANCE BOARD HOW COULD T.D.O.C. BE SO NEGLENT
BY ALLOWING DEFENDANT CHRISTOPHER JOHNSON EXTRACT THE PLAINTIFF FROM
HIS CELL WHEN ALL T.D.O.C STAFF KNOW OR SHOULD HAVE KNOWN THAT THERE
WAS A SUBSTANTIAL RISK OF PLAINTIFF BEING HARMED.

84.

THE GRIEVANCE THAT THE PLAINTIFF GRIEVED ABOUT IN THIS INCIDENT WAS
NEVER PROCESSED BECAUSE THE PLAINTIFF NEVER RECEIVES A GRIEVANCE HEARING

85.

SINCE THE ARISE OF THESE LISTED INCIDENTS THE PLAINTIFF HAS WROTE HIS
SISTER MANY TIMES SEEKING FAMILY SUPPORT.

86.

THE PLAINTIFF SISTER HAS CALLED DEFENDANT STACY OAKS ON MANY DIFFERENT
OCCURANCES ASKING THAT PLAINTIFF BE SHIPPED TO ANOTHER PRISON FOR HIS
DIRECT SAFETY

87.

THE PLAINTIFF SISTER HAS EVEN MADE COMPLAINTS TO THE TENNESSEE
DEPARTMENT OF CORRECTION COMMISSIONERS OFFICE.

EXHAUSTION OF LEGAL REMEDIES

88.

THE PLAINTIFF HAS USED THE PRISONER GRIEVANCE PROCEDURE AVAILABLE AT M.C.CX STATE PRISON TO TRY TO SOLVE THESE ISSUES THAT ARE RAISED IN THIS COMPLAINT. PLEASE SEE THE ATTACHED GRIEVANCES APPEALS AND INMATE INFORMATION IN QURY'S LISTED IN THIS COMPLAINT

LEGAL CLAIMS

90. DEFENDANT BRANDON ROBINSON USED EXCESSIVE USE OF FORCE AND MISUSE OF FORCE AGAINST THE PLAINTIFF BY PUNCHING HIM IN THE FACE AND TAZING HIM IN THE BACK 3 TO 5 TIMES WHEN PLAINTIFF WAS NOT RESISTING ANY DIRECTIVE. DEFENDANT BRANDON ROBINSON ACTIONS VIOLATED PLAINTIFF RIGHTS UNDER THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION AND CAUSED PLAINTIFF, SUFFERING PHYSICAL AND EMOTIONAL DISTRESS. DEFENDANT BRANDON ROBINSON ACTION SHOWS A PATTERN OR PRACTICE OF CERTAIN ACT.

91.

DEFENDANT BRANDON ROBINSON, MADE RACIAL COMMENTS AFTER ASSAULTING THE PLAINTIFF BY TELLING HIM TO SHUT THE fxxx UP AND HAPPY BLACK HISTORY MONTH. DEFENDANT BRANDON ROBINSON MADE IT CLEAR THAT HE DOESN'T RESPECT AN ALLEGED RAPIST OF A WHITE WOMAN. DEFENDANT BRANDON ROBINSON ACTIONS WERE UNCONSTITUTIONAL THE EQUAL PROTECTION CLAUSE OF THE FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION AND HAS CAUSED, SUFFERING AND EMOTIONAL DISTRESS AS WELL AS CHARACTER/RACIAL DISCRIMINATE TO CAUSE

92. DEFENDANT BRANDON ROBINSON, USED RETALIATION BY DENYING PLAINTIFF ATTORNEY PHONE CALLS WHILE PLAINTIFF WAS IN THE MIDDLE OF HIS CRIMINAL DIRECT APPEAL. THIS MAKING THE PLAINTIFF UNABLE TO PROPERLY ARGUE HIS APPEAL. DEFENDANT BRANDON ROBINSON ACTIONS VIOLATED THE PLAINTIFF FIRST, FIFTH AND FOURTEENTH AMENDMENT TO THE UNITED STATES CONSTITUTION

AND CAUSED THE PLAINTIFF TO LOSE HIS DIRECT APPEAL. CAUSING EMOTIONAL AND MENTAL INJURY. BY PUTTING PLAINTIFF LIBERTY A STATE. BY DENYING THE RIGHT TO ACCESS TO THE COURTS. DEFENDANTS ACTIONS WERE INTENTIONAL INFILCTION OF EMOTIONAL DISTRESS. HE KNEW PLAINTIFF WOULD BE SUICIDAL WHEN DENIED PHONE CALLS.

93. DEFENDANT CHRISTOPHER JOHNSON. USE EXCESSIVE USE OF FORCE AND WAS RESPONSIBLE FOR THE UNNECESSARY AND WATEN INFILCTION OF PAIN. WHEN PLAINTIFF WAS BEING EXTRACT FROM HIS CELL TO BE PLACED ON SUICIDAL WATCH. DEFENDANT CHRISTOPHER JOHNSON ACTIONS VIOLATED THE PLAINTIFF RIGHTS UNDER THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION. CAUSIN INJURY TO THE PLAINTIFF EMOTIONALLY AND PHYSICALLY. GIVING THE PLAINTIFF SIX STICHES ABOVE HIS LEFT EYE

94. DEFENDANT JOHN EVANS USED EXCESSIVE USE OF FORCE AGAINST THE PLAINTIFF BY SHOOTING PLAINTIFF WITH TAZER AND CHOKING HIM OUT WHEN PLAINTIFF WAS NOT RESISTING ANY DIRECTIVE. DEFENDANT ~~BRANDON~~ JOHN EVANS ACTIONS VIOLATED PLAINTIFF RIGHTS UNDER THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION AND CAUSE PLAINTIFF. SUFFERING PHYSICAL AND EMOTIONAL DISTRESS.

95.

DEFENDANT MICHAEL PARRIS. ^{ACTIONS} WAS NEGIGENT BECAUSE HE FAILED TO USE REASONABLE CARE. DEFENDANT MICHAEL PARRIS HAVE A DUTY TO KEEP PRISONERS SAFE AND PROTECT THAT FROM UNREASONABLE RISKS. AND THIS ACTIONS VIOLATES THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION

96.

DEFENDANT STEVEN JOHN JONES ACTIONS WERE NEGIGENT BECAUSE HE FAILED TO USE REASONABLE CARE. DEFENDANT STEVEN JONES KNEW AND HAD A DUTY TO KEEP PRISONERS SAFE AND PROTECT THEM FROM UNREASONABLE RISK. AND THESE ACTIONS VIOLATES THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION

97.

Defendant STACY OAKS. ACTIONS WERE NEGLECT BECAUSE HE FAILED TO USE REASONABLE CARE. DEFENDANT STACY OAKS HAVE A DUTY TO KEEP PRISONERS SAFE AND PROTECT THEM FROM UNREASONABLE RISK. AND THESE ACTIONS VIOLATES THE EIGHTH AMENDMENT TO THE UNITED STATES CONSTITUTION.

Prayer for Relief

98.

WHEREFORE, PLAINTIFFS RESPECTFULLY PRAY THAT THIS COURT ENTER JUDGMENT

98. GRANTING PLAINTIFF A DECLARATION THAT THE ACTS AND OMISSIONS DESCRIBED HEREIN VIOLATES HIS RIGHTS UNDER THE CONSTITUTION AND LAWS OF THE UNITED STATES, AND

99.

A PRELIMINARY AND PERMANENT INJUNCTION ORDERING EACH DEFENDANT, MICHAEL PARRIS, STEVEN JONES, STACY OAKS, TO NOT USE RETALIATIONS, BY EXCESSIVE CELL SEARCHES TO DESTROY LEGAL DOCUMENTS, TRANSFER PLAINTIFF ANOTHER PRISON, OR TO CONTINUE TO HOUSE PLAINTIFF ON ADMINISTRATIVE SEGREGATION.

100. GRANTING PLAINTIFF COMPENSATORY DAMAGES IN THE AMOUNT OF \$150,000 AGAINST EACH DEFENDANT, JOINTLY AND SEVERALLY.

101. GRANTING PLAINTIFF PUNITIVE DAMAGES IN THE AMOUNT OF \$50,000. PLAINTIFF SEEKS THESE DAMAGES AGAINST EACH DEFENDANT, JOINTLY AND SEVERALLY

102.

PLAINTIFF ALSO SEEKS A JURY TRIAL ON ALL ISSUES TRIABLE BY JURY

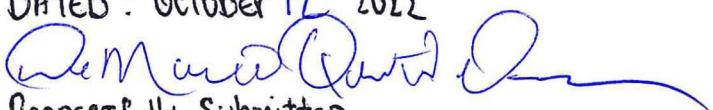
103.

Plaintiff also seeks recovery of their costs, attorney fees in this suit and

104

Any additional relief this court deems just, proper and equitable

DATED : October 12 2022



Respectfully Submitted,

DEMARIO QUINTEZ DRIVER

417678

M.C.C.X

P.O. Box 2000

Wartburg, TN 37887

✓
Verification

I HAVE READ THE foregoing Complaint AND HEREBY VERIFY THAT THE MATTER ALLEGED THEREIN ARE TRUE, EXCEPT AS TO MATTERS ALLEGED ON INFORMATION AND BELIEF, AND, AS TO THOSE, I BELIEVE THEM TO BE TRUE. I CERTIFY UNDER PENALTY OF PERJURY THAT THE foregoing IS TRUE AND CORRECT.

Executed at Wartburg, Tennessee on October 12 2022